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Date: December 14, 2001 Time Sent: _____

TO:

Name	Company	Facsimile No.	Contact No.
Examiner R. Dye	U.S. Patent and Trademark Office	703-872-9523	

FROM: Joy Serauskas **Direct Phone:** 312-984-7658
E-Mail: jserauskas@mwe.com **Direct Fax:** 312-984-3689
Sent By: Laura Plecki **Direct Phone:** 312-984-6887
Client/Matter/Tkpr: 24180-604-4137 (AN044) **Originals Follow by Mail:** No
Number of Pages, Including Cover: 13

Re: Response to Final Office Action for:
U.S. Serial No. 08/899,410

MESSAGE:

Per our recent discussion, a copy of our Response mailed on November 2, 2001 follows.

The information contained in this facsimile message is legally privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copy of this facsimile is strictly prohibited. If you have received this facsimile in error, please notify us immediately by telephone and return the original message to us at the above address by mail. Thank you.

**IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL
LAURA PLECKI AT 312-984-6887 AS SOON AS POSSIBLE.**

Applicant: Pechiney Docket No. 24180-044 (200001-004)
Title/Mark: Multilayer Thermoplastic Films & ... Serial/Reg./Patent No. 08/899,410
Date Sent: 11-2-01 ☐ Hand Carried ☒ 1st-Class Mail ☒ Cert. of Mailing ☐ Express Mail No. _____
☒ Transmittal ~~letter~~ Form
☐ Utility/Design/Continuation/CIP/FWC/Divisional/PCT
☐ Other: _____
_____ pages of Specification
_____ pages of Claims
_____ pages of Abstract
_____ pages of Formal/Informal Drawings
☐ Information Disclosure Statement
_____ Form PTO 1449
_____ copies of cited references
☐ Preliminary Amendment
☐ Response to Missing Parts Notice
☐ Certified Copy of Priority Doc.
☐ Claim for Convention Priority
☐ Verified Statement of Small Entity Status
☐ Transmittal of Issue Fee: Form PTO 85b _____ Form PTO 85C _____
☐ Maintenance Fee for _____ years after grant
☒ Notice of Appeal (in ☐ Appeal Brief
☐ Recordation of duplicate Patent Trademark: Assignments/Security Agreements/
☒ Response/Amendment to Office Action of 5-8-01 ☒ Petition to Commissioner for Extension of Time 05
(4 pp.) (in duplicate)
Other: Fee Transmittal (1 pp.) in duplicate; return postcard.

Check for \$ _____ ☒ Total Deposit Account charge for \$ 1240 Attorney: JGS:lap
☒ CHI ☐ WASH

CLO2 Descrip.: 24180 604 044
THE PATENT AND TRADEMARK OFFICE DATE STAMPED HEREON IS ACKNOWLEDGEMENT THAT THE ITEMS, CHECKED ABOVE, WERE RECEIVED BY THE PTO ON THE DATE STAMPED.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	08/899,410
Filing Date	July 23, 1997
First Named Inventor	Galloway, et al.
Group Art Unit	1772
Examiner Name	R. Dye
Attorney Docket No.	24180-044001

Total Number of Pages in This Submission 11

ENCLOSURES (check all that apply)

- ☒ Fee Transmittal Form
 - ☐ Fee Attached
- ☒ Amendment/Response
 - ☒ After Final
 - ☐ Affidavits/declaration(s)
- ☒ Extension of Time Request
 - ☐ Express Abandonment Request
- ☐ Supplemental Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/Incomplete Application
 - ☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

- ☐ Assignment Papers (for an Application)
- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition Routing Slip (PTO/SB/69) and Accompanying Petition
- ☐ To Convert a Provisional Application
- ☐ Power of Attorney, Revocation Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Small Entity Statement
- ☐ Request for Refund

- ☐ After Allowance Communication to Group
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter

☒ Additional Enclosure(s):
(please identify below)

- Notice of Appeal (in duplicate)

Remarks

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm or Individual name	Joy Ann G. Serauskas McDermott, Will & Emery
Signature	<i>Joy Ann Serauskas</i>
Date	November 2, 2001

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: November 2, 2001

Typed or printed name	Joy Ann G. Serauskas	Date	November 2, 2001
Signature	<i>Joy Ann G. Serauskas</i>		

FEE TRANSMITTAL

Note: Effective November 10, 1998
Patent fees are subject to annual revision

TOTAL AMOUNT OF PAYMENT \$ 1240.00

Complete if Known

Application Number	08/899,410
Filing Date	July 23, 1997
First Named Inventor	Galloway, et al.
Title	Multi-Layer Thermoplastic Films and Packages Made Therefrom
Group Art Unit	1772
Examiner Name	R. Dye
Attorney Docket Number	24180-044001

METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account 13-0206
Deposit Account Name McDermott, Will & Emery

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 ☐ Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance

2. ☐ Payment Enclosed:

☐ Check ☐ Money ☐ Other Order

FEE CALCULATION

1. FILING FEE

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
101	710	201	355	Utility filing fee	
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	

SUBTOTAL

2. CLAIMS

	Highest No. Paid For	Extra	Fee from below	Fee Paid
Total Claims	-20 =		18	
Independent Claims	-3 =		80	
Multiple Dependent Claims				

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claims
109	80	209	40	Reissue independent claims over original patent
110	18	210	9	Reissue claims in excess of 20 and over original patent

SUBTOTAL

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee paid
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	920.00
117	820	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,980	228	980	Extension for reply within fifth month	320.00
119	320	219	160	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	241	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	180	126	180	Submission of Information Disclosure Sheet	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	710	246	355	Filing a submission after final rejection (37 CFR 1.129(a))	
149	710	249	355	For each additional invention to be examined (37 CFR 1.129(b))	
Other fee (specify)					
Other fee (specify)					
Reduced by Basic Filing Fee Paid					
SUBTOTAL (3)					1240.00

SUBMITTED BY

Typed or Printed Name J y Ann G. Serauskas

Signature

Joy Ann G. Serauskas

Date

November 2, 2001

Complete (if applicable)

Reg. Number

27,952

Deposit Account

13-0206